

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 10-22.36 as follows:

6 (105 ILCS 5/10-22.36) (from Ch. 122, par. 10-22.36)

7 Sec. 10-22.36. Buildings for school purposes. To build or
8 purchase a building for school classroom or instructional
9 purposes upon the approval of a majority of the voters upon the
10 proposition at a referendum held for such purpose or in
11 accordance with Section 17-2.11, 19-3.5, or 19-3.10. The board
12 may initiate such referendum by resolution. The board shall
13 certify the resolution and proposition to the proper election
14 authority for submission in accordance with the general
15 election law.

16 The questions of building one or more new buildings for
17 school purposes or office facilities, and issuing bonds for the
18 purpose of borrowing money to purchase one or more buildings or
19 sites for such buildings or office sites, to build one or more
20 new buildings for school purposes or office facilities or to
21 make additions and improvements to existing school buildings,
22 may be combined into one or more propositions on the ballot.

23 Before erecting, or purchasing or remodeling such a

1 building the board shall submit the plans and specifications
2 respecting heating, ventilating, lighting, seating, water
3 supply, toilets and safety against fire to the regional
4 superintendent of schools having supervision and control over
5 the district, for approval in accordance with Section 2-3.12.

6 Notwithstanding any of the foregoing, no referendum shall
7 be required if the purchase, construction, or building of any
8 such building (1) occurs while the building is being leased by
9 the school district or (2) is paid with (A) funds derived from
10 the sale or disposition of other buildings, land, or structures
11 of the school district or (B) funds received (i) as a grant
12 under the School Construction Law or (ii) as gifts or
13 donations, provided that no funds to purchase, construct, or
14 build such building, other than lease payments, are derived
15 from the district's bonded indebtedness or the tax levy of the
16 district.

17 Notwithstanding any of the foregoing, no referendum shall
18 be required if the purchase, construction, or building of any
19 such building is paid with funds received from the County
20 School Facility Occupation Tax Law under Section 5-1006.7 of
21 the Counties Code or from the proceeds of bonds or other debt
22 obligations secured by revenues obtained from that Law.

23 Notwithstanding any other provision of this Section, no
24 referendum is required for Township High School District 211 to
25 build a building on existing school grounds for special
26 education adult transition programs if the cost to build and

1 equip the building does not exceed \$800,000 and the cost to
2 build and equip the building is paid for from existing funds of
3 the school district.

4 (Source: P.A. 96-517, eff. 8-14-09; 97-542, eff. 8-23-11.)